



VIA FACSIMILE: 703-746-4060

Attorney Docket No.: Bayer 10260 -WCG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Andreas NICKEL, et al
Serial No. : 10/600,391
Filed : June 20, 2003
For : SEPARATION MODULE, METHOD FOR ITS PRODUCTION
AND ITS USE
Art Unit : To Be Assigned
Examiner : To Be Assigned

October 23, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R:

COMMUNICATION RE: FILING OF DECLARATION ON
A DATE LATER THAN THE FILING DATE OF THE APPLICATION

This is in response to the Notice to File Missing Parts dated October 3, 2003, in the above-identified application. A copy of said Notice is attached hereto.

It is respectfully requested that the enclosed declaration submitted herewith be joined up with the papers previously filed in this Application.

Applicant is:

☐ a small entity

☒ other than a small entity

It is requested that the surcharge for the filing of the Declaration be charged to the undersigned's Deposit Account No. 14-1263.

Please charge:

☐ \$ 65.00 for small entity

☒ \$130.00 for other than small entity.

An extra copy of this communication is appended hereto for accounting purposes.

CONDITIONAL PETITION FOR EXTENSION OF TIME

If any extension of time for this response is required, applicant requests that this be considered a petition therefor. Please charge the required Petition fee to Deposit Account No. 14-1263.


ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess to our Deposit Account No. 14-1263.

Respectfully submitted,

NORRIS, McLAUGHLIN & MARCUS, P.A.

By


William C. Gerstenzang
Reg. No. 27,552

WCG/jh

Encs. - executed Declaration

220 East 42nd Street - 30th Floor
New York, New York 10017
(212) 808-0700

I hereby certify that this correspondence is being transmitted via facsimile, no. 703-746-4060 to the United States Patent and Trademark Office, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 23, 2003.

By


Julie Harting

Date October 23, 2003



01-23-03

01:29pm

From-Norris McLaughlin & Marcus

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T-173

P.006/007

F-078

COMBINED DECLARATION AND POWER OF ATTORNEY

ATTORNEY DOCKET NO

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Separation module, method for its production and its use

the specification of which is attached hereto,

or was filed on June 20, 2003 as

Application Serial No. 10/600,391

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose to the Office all Information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s), the priority(ies) of which is/are to be claimed:

<u>10227721.4</u>	<u>Germany</u>	<u>June 21, 2002</u>
(Number)	(Country)	(Month/Day/Year Filed)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

LEA 36322-US

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Kurt G. Briscoe, Reg. No. 33,141; William C. Gerstenzang, Reg. No. 27,552 and Stephen G. Ryan, Reg. No. 39,015, all of 220 East 42nd St., 30th Fl., New York, NY 10017 and William R. Robinson, Reg. No. 27,224, Davy E. Zoneraich, Reg. No. 37,267 and Mark A. Montana, Reg. No. 44,948, all of 721 Route 202-206, Bridgewater, New Jersey 08807, my attorneys with full power of substitution and revocation

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